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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/191,277	11/12/1998	TORU MATSUDA	74451.P093	8448

7590

03/04/2002

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EXAMINER

TRAN, PHILIP B

ART UNIT PAPER NUMBER

2155

14

DATE MAILED: 03/04/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory ActionApplication No.
09/191,277Applicant(s)
Matsuda Et. Al.Examiner
Philip B. TranArt Unit
2155

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED Feb 14, 2002 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

Therefore, further action by the applicant is required to avoid the abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

THE PERIOD FOR REPLY [check only a) or b)]

- a) ☒ The period for reply expires three months from the mailing date of the final rejection.
- b) ☐ In view of the early submission of the proposed reply (within two months as set forth in MPEP § 706.07 (f)), the period for reply expires on the mailing date of this Advisory Action, OR continues to run from the mailing date of the final rejection, whichever is later. In no event, however, will the statutory period for the reply expire later than SIX MONTHS from the mailing date of the final rejection.

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will be entered upon the timely submission of a Notice of Appeal and Appeal Brief with requisite fees.
3. ☐ The proposed amendment(s) will not be entered because:
- (a) ☐ they raise new issues that would require further consideration and/or search. (See NOTE below);
 - (b) ☐ they raise the issue of new matter. (See NOTE below);
 - (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without cancelling a corresponding number of finally rejected claims.

NOTE:

4. ☐ Applicant's reply has overcome the following rejection(s):

5. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment cancelling the non-allowable claim(s).
6. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because:
Applicants' arguments are not persuasive (see Attachment)

7. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
8. ☒ For purposes of Appeal, the status of the claim(s) is as follows (see attached written explanation, if any):
Claim(s) allowed: None
Claim(s) objected to: None
Claim(s) rejected: 1-7 and 12-30
9. ☐ The proposed drawing correction filed on _____ a) ☐ has b) ☐ has not been approved by the Examiner.
10. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____.
11. ☒ Other: PTO-892

Attachment to Advisory Action

1. This office action is in response to the amendment after final filed on February 14, 2002. Applicant's request for consideration has been fully considered but they are not persuasive because of the following reasons :

Lister teaches a method of initializing a device on a network comprising requesting configuration information from a remote device coupled to the network in response to connecting the device to the network, waiting a period of time for a response to the request for configuration information, providing configuration services to the network if the response to the configuration information request is not received from the remote device within said period of time, and monitoring the network to detect a connection of an additional device to the network (i.e., providing automatic configuration and establishing and monitoring connections of clients to the server through the network) [see Abstract and Fig. 1, and Col. 3, Line 39 - Col. 4, Line 67].

Lister does not explicitly teach providing the configuration services to the network if the device has a higher priority than the remote device. However, the task of comparing the priority between one device to another is well-known in the art. It would have been obvious to one of ordinary skill in the art at the time of the invention was made to determine the priority of devices connected to the network in order to identify the appropriate states of devices in the network before making decision of whether or not necessarily to provide configuration service. In addition, Lister further teaches a method of initializing a network comprising automatically assigning an address to a device on the network, automatically assigning a network name to the device on the network, automatically supplying user and group information across the network,

and automatically determining service capability of the device on the network (i.e., automatic configuration of network addresses and names, and identifying specific resources that are shared between client and server, and determining device on the network for which is assigned to respond to network-file-service s protocol requests) [see Col. 4, Line 14 - Col. 5, Line 39 and Col. 9, Lines 29-60 and Col. 17, Lines 15-31, and Col. 18, Lines 43-64]. Moreover, Lister further teaches maintaining a DRS database to track a client list, a proxy site , an alias name and a source server in an automatic operating mode [see Col. 9, Lines 29-65]. Clearly, Lister teaches automatically configuring network in which network services are identified and service use data are collected and provided in an environment of various servers and clients [see Title, Abstract and Col. 4, Lines 15-57]. In addition, the task of comparing the priority between one device to another is well-known in the art as provided in Rangaraian et al, U.S. Pat. No. 5,828,830.

As a result, Lister does disclose a method for initializing and configuring device on the network as broadly claimed by the applicants. In other words, applicants obviously have still failed to disclose the novelty of the invention and point out specific claimed limitations that would define a patentable distinction over cited prior arts. Therefore, the examiner asserts that Lister teaches or suggests the subject matter broadly recited in independent claims 1, 12, 21, 26 and 29. Claims 2-7, 13-20, 22-25, 27-28, and 30 are also anticipated or obvious at least by virtue of their dependency on independent claims and by other reasons set forth in the previous office action [see Paper No. 8]. Accordingly, rejections for claims 1-7 and 12-30 are respectfully maintained.

Serial Number: 09/191,277
Art Unit: 2155

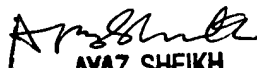
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2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Philip Tran whose telephone number is (703) 308-8767. The Group fax phone number is (703) 746-7239.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ayaz R. Sheikh, can be reached on (703) 305-9648.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-3900.

PBT
Philip Tran
Art Unit 2155
February 28, 2002


AYAZ SHEIKH
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100